

### **REMARKS**

This is in response to the Office Action mailed on January 23, 2006, and any references cited therein. Claims 18-20, 25-26, and 28-33 are amended. Claims 17, 24, and 27 are canceled and no claims are added. As a result, claims 18-20, 25-26, and 28-33 are now pending in this application.

#### **Examiner Interview Summaries**

Applicant's representative, Andrew DeLizio, conducted a telephonic interview with Examiner John Winter on March 7, 2006. Applicant's representative proposed some claim amendments to overcome the §112 rejections of claims 30 and 33. Examiner Winter indicated that the proposed claim amendments would overcome the §112 claim rejections. However, during the interview, the Examiner rescinded two previous indications that claims 17-22, 24-29, and 31-32 were allowable (See Office Actions mailed 8/26/05 and 1/23/06). Examiner Winter indicated that claims 17-20, 24-29, and 31-32 would be allowable if they recite features similar to: "wherein said primer comprises another pre-arranged handshake for a next succeeding occurrence of a transaction confirmation operation."

Applicant's representative had another telephonic interview with Examiner John Winter on March 20, 2006. During the interview, the Examiner confirmed that if Applicant included the above-noted claims features, claims 17-22, 24-29, and 31-32 would be allowable.

#### **§112 Rejection of the Claims**

Claims 30 and 33 were rejected under 35 USC § 112, second paragraph. Applicant has amended claims 30 and 33 and submits that the amendments overcome the rejections under 35 USC § 112.

#### **Allowable Subject Matter**

Although the Office Action mailed 1/23/06 indicated certain claims as being allowable, the Examiner rescinded allowability. However, the Examiner indicated the claims would be allowable if they include the above-noted features. Applicant has amended all claims to include

Examiner Winter's suggestions. For at least these reasons, Applicant submits that all pending claims are in condition for allowance.

*Reservation of Rights*

Applicant does not admit that documents cited under 35 U.S.C. §§ 102(a), 102(e), 103/102(a), or 103/102(e) are prior art, and reserves the right to swear behind them at a later date. Arguments presented to distinguish such documents should not be construed as admissions that the documents are prior art. Applicant also reserves the right to pursue canceled and originally filed claims in a continuation application. Furthermore, Applicant does not acquiesce to any of the Examiner's assertions about the claims or the cited documents and reserves the right to argue these assertions in the future.

Conclusion

Applicant respectfully submits that the claims are in condition for allowance, and notification to that effect is earnestly requested. The Examiner is invited to telephone Applicant's attorney at 281-213-8980 to facilitate prosecution of this application.

If necessary, please charge any additional fees or credit overpayment to Deposit Account No. 19-0743.

Respectfully submitted,

SANCHO ENRIQUE DAVID

By his Representatives,

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Date

March 23, 2006

By

Andrew DeLizio

Andrew DeLizio  
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CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 23 day of March, 2006.

Name

Dawn R. Shaw

Signature

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